CALL TO ORDER: The regular meeting of the Board of Legislators was called to order at 2:12 p.m. by Chairman Curtis W. Crandall.

PLEDGE OF ALLEGIANCE TO THE FLAG: The Pledge of Allegiance was led by former United States Army Sergeant Vernon M. Dean.

INVOCATION: The Invocation was given by Legislator Dwight Fanton.

ROLL CALL: 13 Legislators Present: Gary Barnes, Janice Burdick, Curtis Crandall, Philip Curran, William Dibble, Dwight Fanton, Karl Graves, Brooke Harris, Steven Havey, Dwight “Mike” Healy, Judith Hopkins, Debra Root, Philip Stockin (Absent: David Decker, John Ricci)

APPROVAL OF MINUTES:

The Committee of the Whole (12:30 p.m.) meeting minutes of August 27, 2018, were approved on a motion made by Legislator Dibble, seconded by Legislator Curran, and carried.

The Board meeting minutes of August 27, 2018, were approved on a motion made by Legislator Graves, seconded by Legislator Healy, and carried.

The Committee of the Whole (3:27 p.m.) meeting minutes of August 27, 2018, were approved on a motion made by Legislator Stockin, seconded by Legislator Havey, and carried.

The Committee of the Whole meeting minutes of September 5, 2018, were approved on a motion made by Legislator Fanton, seconded by Legislator Curran, and carried.

PRIVILEGE OF THE FLOOR:

Chairman Crandall remarked that the Board of Legislators had recently decided to loosen the rule of no food or drink allowed in the Legislative Chambers. Several years ago when the Chambers underwent needed renovations, it was decided that in order to preserve the new condition of the room they would not allow food or drink. After recent discussion, the Board has decided to allow only water in sealed containers.

Chairman Crandall presented a certificate to Vernon M. Dean, former United States Army Sergeant, in grateful appreciation of his service to our country. Mr. Dean’s service dates were from January 12, 1953, to January 12, 1955. Following Basic Training at Fort Dix, NJ, assignments included: Camp Atterbury, IN, and Fort Carson, CO. He received
a National Defense Service Medal. Mr. Dean led the Pledge of Allegiance to the Flag at the beginning of the meeting as part of the Veterans’ Honorary Pledge of Allegiance Program. Chairman Crandall noted that Mr. Dean has served as a Meals-on-Wheels driver for over ten years and is also a retired pastor of the Belmont Baptist Church, having counseled inmates at the Allegany County Jail.

Supervising Public Health Educator Theresa K. Moore spoke about the importance of lead poisoning prevention. Lead poisoning can affect a child’s brain and developing nervous system. It can cause reduced IQ, learning disabilities, and behavioral problems. Lead is also harmful to adults, especially pregnant women who may transfer lead to their unborn child. Ms. Moore shared ways to prevent lead poisoning. Children should be tested for lead at age one and again at age 2. Homes should be kept free of lead dust and items that may contain lead. Children’s hands should be washed often, especially before eating. She also suggested using only cold tap water for drinking and cooking and letting water run for one minute before using in order to clear lead from old plumbing.

Catherine Schuyler Chapter DAR Representatives were granted privilege of the floor in commemoration of Constitution Week. Meredith Chilson shared some interesting facts about the Constitution and reminded everyone that the Constitution is a living document. Chairman Crandall read a proclamation declaring September 17-23, 2018, as Constitution Week in Allegany County.

Allegany County Federation of Snowmobilers President Gail Bartas addressed the Board of Legislators thanking them for the continued support of their organization. Allegany County has served as a sponsor for the last 22 years for a NYS grant from which funds are used to maintain snowmobile trails in Allegany County. The money comes from registration fees for snowmobiles registered in New York State. The Federation is made up of eleven different snowmobile clubs throughout the County. There are 358 miles of snowmobile trails maintained by these clubs, and the money is distributed to clubs based on the number of miles that particular club maintains and the work being done. In 22 seasons, approximately $1.9 million has been received to improve the trail system here in our County. Our trails connect with neighboring counties which are part of a 10,000-mile trail system in New York State. Ms. Bartas thanked the Board again for their continued support.

ACKNOWLEDGMENTS, COMMUNICATIONS, REPORTS, ETC.:

1. Report of IntraFund Transfers Approved by the County Administrator in August
2. Report of Tax Bill Corrections Approved by the County Administrator in August
4. Notice of next Fire Advisory Board meeting to be held on Thursday, September 27, 2018, at 7:00 p.m. in the Crossroads Conference Center
5. Correspondence from the Allegany County Federation of Snowmobilers President Gail Bartas thanking the Board for its continued support and providing additional information about the group

6. Resolution from the Town and Village of Almond requesting to combine Registrar Districts

7. Invitation to the Allegany County Farm Bureau Annual Banquet on Thursday, October 11, 2018, at the Wellsville American Legion

PROCLAMATIONS:

Chairman Curtis Crandall proclaimed September 17-23, 2018, as CONSTITUTION WEEK in Allegany County.

Chairman Curtis Crandall proclaimed September 15, 2018, as DICKERSON MEMORIAL PARK DEDICATION DAY. (This proclamation will be read at a dedication ceremony on September 15.)

RESOLUTIONS:

RESOLUTION NO. 169-18

ACCEPTANCE OF INSURANCE PAYMENT FROM NYMIR AND APPROPRIATION OF FUNDS TO RISK RETENTION ACCOUNTS

Offered by: Ways & Means Committee

WHEREAS, a check in the amount of $230, representing the cost to replace a windshield on a 2016 Dodge Caravan (VIN: 2C4RDGB8GR383233) assigned to the Office for the Aging, has been offered by NYMIR in settlement for such damage, now, therefore, be it

RESOLVED:

1. That the amount of $230 from NYMIR, representing the cost to replace a windshield on a 2016 Dodge Caravan (VIN: 2C4RDGB8GR383233), is accepted.

2. That the sum of $230 is placed in Account No. CS1931.429 (Risk Retention - Uninsured Property Loss) with a like sum credited to Revenue Account No. CS1930.2680.00 (Insurance Recovery).

Moved by: Mr. Stockin
Seconded by: Mr. Curran

Adopted: Roll Call
13 Ayes, 0 Noes, 2 Absent
RESOLUTION NO. 170-18

ACCEPTANCE OF INSURANCE PAYMENT FROM NYMIR AND
APPROPRIATION OF FUNDS TO RISK RETENTION ACCOUNTS

Offered by: Ways & Means Committee

WHEREAS, a check in the amount of $2,045, representing the cost less a $500 deductible, to repair a DPW 2011 Ford F350 Crew Cab Truck (VIN: 1FD7W3E65BEC71133) that was damaged in a motor vehicle/deer accident on July 26, 2018, has been offered by NYMIR (New York Municipal Insurance Reciprocal) in settlement for such damage, now, therefore, be it

RESOLVED:

1. That the sum of $2,045 representing the settlement on a DPW 2011 Ford F350 Crew Cab Truck (VIN: 1FD7W3E65BEC71133) that was damaged on July 26, 2018, is accepted.

2. That the sum of $2,045 is placed in Account No. CS1931.429 (Risk Retention - Uninsured Property Loss) with a like sum credited to Revenue Account No. CS1930.2680.00 (Insurance Recovery).

Moved by: Mr. Stockin
Seconded by: Mr. Dibble
Adopted: Roll Call
13 Ayes, 0 Noes, 2 Absent

RESOLUTION NO. 171-18

APPROVAL OF AGREEMENT BETWEEN COUNTY OF ALLEGANY
AND ALLEGANY COUNTY FEDERATION OF SNOWMOBILERS, INC.;
ACCEPTANCE AND APPROPRIATION OF STATE GRANT-IN-AID

Offered by: Resource Management Committee

WHEREAS, the Allegany County Federation of Snowmobilers, Inc. (Federation) in conjunction with the County submitted a grant application to the New York State Office of Parks, Recreation and Historic Preservation for funding to undertake snowmobile trail development and maintenance, and

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation approved said submission for the 2017-2018 Phase III of the snowmobile trail development and maintenance state grant-in-aid with an award of $104,738.00, and
WHEREAS, the County desires that such snowmobile trail development and maintenance be the sole responsibility of the Federation, and

WHEREAS, the County desires to enter into an agreement with the Federation to set forth the County’s role and limit its liability relative to the performance of the terms and conditions of any grant award from the New York State Office of Parks, Recreation and Historic Preservation under the above described grant application, now, therefore, be it

RESOLVED:

1. That the Agreement between the County of Allegany and Allegany County Federation of Snowmobilers, Inc., is approved.

2. That the Chairman of this Board is authorized to execute said Agreement.

3. That the amount of $104,738 from the New York State Office of Parks, Recreation and Historic Preservation State grant-in-aid funds is accepted.

4. That the sum of $104,738 in State grant-in-aid was appropriated in the 2018 Budget to Account No. A7185.483 (NYS OPRHP Funding Award), with a like sum credited to Revenue Account A7185.3089.00 (AC Snowmobile Association – State Aid). No budget adjustments are necessary at this time.

Moved by: Mr. Graves
Seconded by: Mr. Dibble

13 Ayes, 0 Noes, 2 Absent

Comments made regarding Resolution No. 171-18: Legislator Dibble asked Emergency Services Director Jeff Luckey how the interface between Emergency Services and the Allegany County Federation of Snowmobilers during winter situations was going. Mr. Luckey stated that it has been a good partnership. Mr. Dibble asked about GPS/GIS capability for the snowmobile trails. Allegany County Federation of Snowmobilers President Gail Bartas stated that they do have GPS for their trails and will soon have GIS in place.

RESOLUTION NO. 172-18

APPROVAL OF APPROPRIATION FOR DISTRICT OPERATIONS AND AGREEMENT WITH ALLEGANY COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE MANAGEMENT OF COUNTY REFORESTATION AREAS, PARKS, AND AGRICULTURAL DISTRICTS FOR A THREE YEAR PERIOD; AUTHORIZING CHAIRMAN TO EXECUTE AGREEMENT

Offered by: Resource Management and Ways & Means Committees

RESOLVED:
1. That the appropriation for District operations and agreement with the Allegany County Soil and Water Conservation District for the management of County Reforestation Areas, Parks, and Agricultural Districts for year beginning January 1, 2019, to December 31, 2019, in the amount of $140,000, January 1, 2020, to December 31, 2020, in the amount of $142,800, and January 1, 2021, to December 31, 2021, in the amount of $145,656, is approved.

2. The Chairman of this Board is authorized to execute the Agreement.

Moved by: Mr. Graves  
Seconded by: Mr. Dibble  
Adopted: Roll Call  
13 Ayes, 0 Noes, 2 Absent

Comments made regarding Resolution No. 172-18: A motion was made by Legislator Graves, seconded by Legislator Stockin, and carried to amend the sponsorship of the resolution. The resolution is being sponsored by the Resource Management and Ways & Means Committees.

RESOLUTION NO. 173-18

APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF ALLEGANY AND LABELLA ASSOCIATES, D.P.C.

Offered by: Public Works and Ways & Means Committees

RESOLVED:

1. This Board approves entering into an Agreement with LaBella Associates, D.P.C. for design phase services, bidding/negotiating, and construction administration services to remodel portions of the ground floor and the main floor of the Allegany County Office Building, along the terms of the proposal of August 24, 2018, received from LaBella Associates, D.P.C. at a total maximum cost of $72,000.

2. That the Chairman of this Board is authorized to execute said Agreement.

Moved by: Mr. Fanton  
Seconded by: Mr. Dibble  
Adopted: Roll Call  
12 Ayes, 1 No, 2 Absent  
Voting No: Harris

Comments made regarding Resolution No. 173-18: A motion was made by Legislator Fanton, seconded by Legislator Dibble, and carried to amend the sponsorship of the resolution. The resolution is being sponsored by the Public Works and Ways & Means Committees.
AUDITS:

A motion was made by Legislator Stockin, seconded by Legislator Fanton, and carried, that the audits be acted upon collectively and by totals.

A motion was made by Legislator Root, seconded by Legislator Dibble, and adopted on a roll call vote of 13 Ayes, 0 Noes, 2 Absent, that the audit of claims, totaling $2,531,206.77 including prepaid expenses, be approved for payment as recommended by the County Administrator. (Allegany County’s Local Dollar Share of the NYS Medicaid Program paid year-to-date is $6,613,212.)

COMMENTS:

Chairman Crandall announced there would be a Public Works Committee meeting following the Board meeting and that the Committee of the Whole meeting that had previously been scheduled for after the Board meeting had been cancelled.

Emergency Services Director Jeff Luckey announced that FEMA has approved the additional town and village annexes for the 2018 Hazard Mitigation Plan. The Hazard Mitigation Plan Committee needs everyone’s help in getting the towns and villages to adopt their annexes.

ADJOURNMENT: The meeting was adjourned at 3:00 p.m. on a motion made by Legislator Graves, seconded by Legislator Barnes, and carried.